

Resolution No.: 16-454  
Introduced: November 20, 2007  
Adopted: February 12, 2008

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

By: Council President at the Request of the County Executive

**SUBJECT:** Supplemental Appropriation to the Montgomery County FY08 Capital Budget for Acquisition: Non-Local Parks, Project #998798

**Background**

1. Article 28, section 2-118(a)(6) of the Annotated Code of Maryland permits the County Council to amend the budget of the M-NCPPC by resolution on the Council's initiative, or at the request of the Commission, after receipt of a recommendation from the County Executive, and after public hearing upon reasonable notice to the public.
2. Section 307 of the Montgomery County Charter states that a supplemental appropriation shall be recommended by the County Executive, who shall specify the source of funds to finance it. The Council shall hold a public hearing on each proposed supplemental appropriation after at least one week's notice. A supplemental appropriation that would comply with, avail the County of, or put into effect a grant or a federal, state, or county law or regulation, or one that is approved after January 1 of any fiscal year, requires an affirmative vote of five (5) Councilmembers. A supplemental appropriation for any other purpose that is approved before January 1 of any fiscal year requires an affirmative vote of six (6) Councilmembers. The Council may, in a single action, approve more than one supplemental appropriation. The Executive may disapprove or reduce a supplemental appropriation, and the Council may reapprove the appropriation, as if it were an item in the annual budget.
3. M-NCPPC requests the following supplemental appropriation to the Montgomery County FY08 Capital Budget:

Project Name	Project No.	Cost Element	Amount	Source of Funds
Acquisition: Non-Local Parks	998798	Land	\$3,500,000	Program Open Space

4. The approved FY08 appropriation and expenditures were recommended prior to receipt of the State of Maryland's actual FY08 allocation to Montgomery County, and were based on the allocation known for FY06.

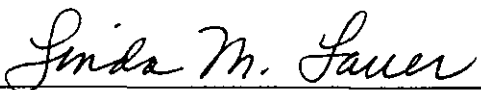
5. This supplemental appropriation will authorize expenditure of the additional \$3.5 million Program Open Space allocation from the Maryland State Department of Natural Resources for acquisition of non-local parkland. An amendment to the FY07-12 CIP for the Maryland-National Capital Park and Planning Commission is requested in a separate resolution.
6. Notice of a public hearing was given and a public hearing was held.

**Action**

The County Council for Montgomery County, Maryland, approves the following supplemental appropriation to the FY08 Capital Budget:

Project Name	Project No.	Cost Element	Amount	Source of Funds
Acquisition: Non-Local Parks	998798	Land	\$3,500,000	Program Open Space

This is a correct copy of Council action.

  
Linda M. Lauer, Clerk of the Council

**Acquisition: Non-Local Parks -- No. 998798**

Category M-NCPPC  
 Agency M-NCPPC  
 Planning Area Countywide  
 Relocation Impact None.

Date Last Modified  
 Required Adequate Public Facility

November 2, 2007  
 NO

**EXPENDITURE SCHEDULE (\$000)**

Cost Element	Total	Thru FY06	Rem. FY06	Total 6 Years	FY07	FY08	FY09	FY10	FY11	FY12	Beyond 6 Years
Planning, Design and Supervision	906	0	96	810	135	135	135	135	135	135	0
Land	24,595	0	1,095	23,500	5,000	6,500	3,000	3,000	3,000	3,000	0
Site Improvements and Utilities											
Construction											
Other	0	0	0	0	0	0	0	0	0	0	0
Total	25,501	0	1,191	24,310	5,135	6,635	3,135	3,135	3,135	3,135	0

**FUNDING SCHEDULE (\$000)**

POS-Stateside (P&P only)	0	0	0	0	0	0	0	0	0	0	0
Program Open Space	24,595	0	1,095	23,500	5,000	6,500	3,000	3,000	3,000	3,000	0
State DNR (P&P only)	0	0	0	0	0	0	0	0	0	0	0
G.O. Bonds	0	0	0	0	0	0	0	0	0	0	0
Current Revenue: General	906	0	96	810	135	135	135	135	135	135	0

**ANNUAL OPERATING BUDGET IMPACT (\$000)**

Maintenance				120	20	20	20	20	20	20	0
Program Staff				24	4	4	4	4	4	4	0
Net Impact				144	24	24	24	24	24	24	0

**DESCRIPTION**

This PDF identifies capital expenditures and appropriations for acquisition of non-local parkland, i.e., acquisitions in stream valley, conservation, regional, recreational, and special parks. This PDF provides latitude to acquire properties consistent with master plans and Commission policies, as properties become available. It also provides for related costs, e.g., surveys and appraisals. AcquisitionS scheduled for FY07-12 MAY include, but ARE not limited to, additions to: Calitheia Farm, Great Seneca Stream Valley Park, Northwest Branch Park, Ridge Road Rec. Park, South Germantown Rec. Park, and Woodstock Equestrian Park. Other acquisitions will be pursued if funds are available.

**JUSTIFICATION**

The Park, Recreation, and Open Space Master Plan (PROS): A Local Land Preservation and Recreation Plan, approved by the Montgomery County Planning Board in July 1998, area master plans, and functional plans. The Commission acquires as much parkland as possible in "dedication" through the development review process, however, this method does not meet all parkland needs and must be supplemented by a direct land acquisition program.

**Cost Change**

Increase due to the expected increase in Program Open Space funds, and the addition of FY11 and FY12 to this ongoing project.

**STATUS**

Ongoing.

**OTHER**

\*Expenditures will continue indefinitely.

**FISCAL NOTE**

FY06 Special Appropriation for \$1,921,000 additional Program Open Space funding. FY07 Amendment for additional Program Open Space funding and Special Appropriation for \$2 million POS.

**APPROPRIATION AND EXPENDITURE DATA**

Date First Appropriation	FY99	(\$000)
Initial Cost Estimate		0
First Cost Estimate		
Current Scope	FY99	0
Last FY's Cost Estimate		23,120
Present Cost Estimate		25,501
Appropriation Request	FY08	3,135
Supplemental		
Appropriation Request	FY09	3,500
Transfer		0
Cumulative Appropriation		6,326
Expenditures/		
Encumbrances		3,127
Unencumbered Balance		3,199
Partial Closeout Thru	FY05	16,055
New Partial Closeout	FY06	3,119
Total Partial Closeout		19,174

**COORDINATION**

Acquisition: Local PDF 767828  
 Legacy 2000 PDF 018740  
 M-NCPPC asserts that this project conforms to the requirements of relevant local plans as required by the Maryland Economic Growth, Resource Protection and Planning Act.

**MAP**